

**House File 2092 - Introduced**

HOUSE FILE 2092

BY HESS

**A BILL FOR**

1 An Act relating to invasion of privacy, and providing  
2 penalties.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 709.21, subsection 1, paragraph a, Code  
2 2014, is amended to read as follows:

3 a. The other person ~~does not have knowledge about and~~  
4 does not consent or is unable to consent to being viewed,  
5 photographed, or filmed.

6 EXPLANATION

7 The inclusion of this explanation does not constitute agreement with  
8 the explanation's substance by the members of the general assembly.

9 This bill modifies the criminal offense of invasion of  
10 privacy.

11 Under the bill, the victim may have knowledge that the  
12 perpetrator is viewing, photographing, or filming the victim.  
13 Current law requires the victim to have no knowledge the  
14 perpetrator is viewing, photographing, or filming the victim.

15 Under the bill, a person who knowingly views, photographs,  
16 or films a victim, for the purpose of arousing or gratifying  
17 the sexual desire of any person, commits invasion of privacy if  
18 all of the following apply: the victim does not consent or is  
19 unable to consent to being viewed, photographed, or filmed; the  
20 victim is in a state of full or partial nudity; and the victim  
21 has a reasonable expectation of privacy while in a state of  
22 full or partial nudity.

23 A person who violates the bill commits a serious misdemeanor  
24 and must register as a sex offender. A serious misdemeanor is  
25 punishable by confinement for no more than one year and a fine  
26 of at least \$315 but not more than \$1,875.